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August 14, 1991

Carl Kingston, Esq.
53 West Angelo Avenue
P.O. Box 15809
Salt Lake City, Utah 84115

RE: Source Monitoring Program for Big Bear and Birch Springs

Dear Mr. Kingston:

As I'm sure you are aware the order entered in ACT/015/025 at paragraph 26 requires water quantity and quality measurements from the lock boxes of my clients. As the order states, that monitoring is to be accomplished at the expense of Co-Op Mining Company. I have conversed with my clients in this regard and we feel you have been dilatory in instituting a program to accomplish this result. I would appreciate it if you would telephone me at your earliest convenience so we might discuss the implementation of this program, including the frequency of tests. So you are aware, my clients prefer that a third party rather than Co-Op Mining Company conduct the tests. I believe that is a prudent approach for the simple reason that it reduces questions concerning credibility of the data to a minimum.

I must also note with some alarm the recent unsatisfactory water sample of Birch Spring on August 1, 1991. The Castle Valley Special Service District has also noted odd fluctuations in the water quantities of their sources in the vicinity of your mine. It has been in the past and is still my client's position that the Co-Op Mine is the source and cause of these problems. While I understand that you may not agree with that conclusion, I would appreciate your immediate attention to this problem as well I look forward to your response.

Very truly yours,

Jeffrey W. Appel
Jeffrey W. Appel

JWA/kdv

cc: Dianne Neilson
Darrel Leamaster
Ben Grimes
Menco Copinga

RECEIVED

AUG 23 1991

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OIL GAS & MINING